



# County of Los Angeles CHIEF EXECUTIVE OFFICE

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WILLIAM T FUJIOKA  
Chief Executive Officer

August 25, 2014

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From: William T Fujioka  
Chief Executive Officer

## SACRAMENTO UPDATE

### Executive Summary

This memorandum contains reports on the following:

- **Status of County-Sponsored Legislation**
  - **County-sponsored SB 1136 (Huff and Mitchell)** - related to county child welfare agencies' access to criminal records for foster care providers, was signed by the Governor on August 21, 2014.
- **Status of County-Advocacy Legislation**
  - **County-supported AB 966 (Bonta)** - related to the availability of condoms in all California prisons, passed the Senate Floor on August 21, 2014, and now proceeds to the Governor.
  - **County-supported AB 1967 (Pan)** - related to investigations of Drug Medi-Cal Program providers, passed the Assembly Floor, in concurrence of Senate amendments, on August 21, 2014, and now proceeds to the Governor.
  - **County-opposed AB 2378 (Perea)** - related to disability payments for peace officers, passed the Senate Floor on August 21, 2014, and now proceeds to the Governor.
  - **County-supported AB 2415 (Ting)** - related to property tax agent registration, was amended on August 21, 2014.

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- **County-opposed AB 2616 (Skinner)** - related to job-related injuries of hospital employees, passed the Assembly Floor, in concurrence of Senate amendments, on August 21, 2014, and now proceeds to the Governor.
  - **County-supported SB 939 (Block)** - related to human trafficking, was signed by the Governor on August 22, 2014.
  - **County-supported SJR 23 (Huff and De León)** - related to Chinese Exclusion Laws, passed the Senate Floor, in concurrence of Assembly amendments, on August 21, 2014, and now proceeds to the Governor.
  - **Status of Legislation of County Interest**
    - **AB 2035 (Chesbro)** - related to sexually exploited and trafficked minors, passed the Assembly Floor, in concurrence of Senate amendments, on August 22, 2014, and now proceeds to the Governor.
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### **Status of County-Sponsored Legislation**

**County-sponsored SB 1136 (Huff and Mitchell)**, which as amended on June 25, 2014, would: 1) require the California Department of Social Services (CDSS) to provide, upon the request of a county child welfare agency, a list of each individual with a criminal records exemption related to a licensed or certified foster home so that counties may assess the appropriateness of placing a child in the foster home with which the individual is associated; and 2) authorize CDSS to share with county child welfare agencies summary information related to a criminal record clearance or exemption granted by the department, among other provisions, was signed by the Governor on August 21, 2014, and it is Chapter 222, Statutes of 2014. This measure becomes effective on January 1, 2015.

### **Status of County-Advocacy Legislation**

**County-supported AB 966 (Bonta)**, which as amended on January 6, 2014, would require the California Department of Corrections and Rehabilitation to develop a five-year plan to extend the availability of condoms in all California prisons, passed the Senate Floor by a vote of 22 to 12 on August 21, 2014. This measure now proceeds to the Governor.

**County-supported AB 1967 (Pan)**, which as amended on July 1, 2014, would: 1) require the California Department of Health Care Services (DHCS), upon commencing and concluding a preliminary criminal investigation of a certified Drug

Medi-Cal Program provider, to promptly notify each county that contracts with the provider that an investigation has commenced or concluded; 2) require any communication between DHCS and a county specific to the commencement or conclusion of a preliminary criminal investigation to be considered confidential and not subject to disclosure under the California Public Records Act; and 3) prohibit a county from taking any adverse action against a provider based solely on the preliminary criminal information disclosed, passed the Assembly Floor, in concurrence of Senate amendments, by a vote of 78 to 0 on August 21, 2014. This measure now proceeds to the Governor.

**County-opposed AB 2378 (Perea)**, which as amended on May 23, 2014, would allow the payment of Labor Code 4850 disability benefits, special leaves of absence without loss of pay benefits to certain peace officers, in addition to the maximum benefits allowed for temporary disability payments, passed the Senate Floor by a vote of 33 to 0 on August 21, 2014. This measure now proceeds to the Governor.

**County-supported AB 2415 (Ting)**, which as amended on August 5, 2014, would, beginning April 1, 2016, require a property tax agent to register with the Secretary of State before representing a taxpayer before a county official, was amended on August 21, 2014.

As originally introduced on April 3, 2014, AB 2415 would have barred from registering or providing services to any property tax agent convicted of any felony under State or Federal laws. On May 6, 2014, the Board directed the County to work with the author to ensure that the stronger provisions of the County's Tax Agent Registration ordinance were considered. Consistent with the Board's direction, this office, in collaboration with the Executive Office of the Board and County Counsel, requested amendments that, similar to the County's ordinance, would additionally bar agents convicted of any criminal offenses under State or Federal tax laws.

The Executive Office of the Board and County Counsel note that, as amended, AB 2415 includes stronger provisions partially similar to the County's requested amendments. Specifically, this bill would bar agents who have been convicted within the past 10 years of any felony under State or Federal tax laws, or convicted of any misdemeanor under State or Federal tax laws applicable to acts or omissions occurring during his or her representation of any client. AB 2415 continues to also bar property tax agents convicted of any criminal offense involving dishonesty, breach of trust, or moral turpitude. **Therefore, unless otherwise directed by the Board, the Sacramento advocates will continue to support AB 2415.**

AB 2415 is currently pending on the Senate Floor.

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**County-opposed AB 2616 (Skinner)**, which as amended on August 18, 2014, would expand the presumption of job-related injuries to cover hospital employees for methicillin-resistant staphylococcus aureus, a skin infection, passed the Assembly Floor, in concurrence of Senate amendments, by a vote of 47 to 24 on August 21, 2014. This measure now proceeds to the Governor.

**County-supported SB 939 (Block)**, which as amended on June 23, 2014, would add human trafficking, pimping, and pandering to the specified offenses to which certain jurisdictional requirements apply allowing for the consolidation of multiple charges of these crimes from multiple jurisdictions into a single trial if all district attorneys in counties with jurisdiction agree to the venue, was signed by the Governor on August 22, 2014, and it is Chapter 246, Statutes of 2014. This measure becomes effective on January 1, 2015.

**County-supported SJR 23 (Huff and De León)**, which as amended on August 18, 2014, would request the United States Congress to adopt resolutions of apology to the Chinese community for the enactment of the Chinese Exclusion Laws, passed the Senate Floor, in concurrence of Assembly amendments, by a vote of 31 to 0 on August 21, 2014. This measure now proceeds to the Governor.

#### **Legislation of County Interest**

**AB 2035 (Chesbro)**, which as amended on August 19, 2014, would: 1) make legislative findings and declarations, until January 1, 2017, that a minor is within the jurisdiction of the juvenile court and a dependent child of the court if the minor is a victim of human trafficking, and the parent or guardian failed or was unable to protect the child; and 2) require training for an administrator of a group home facility, licensed foster parent, relative, or nonrelative extended family member caregiver to include instruction on providing adequate care to a sexually exploited and trafficked minor in out-of-home care, passed the Assembly Floor, in concurrence of Senate amendments, by a vote of 76 to 0 on August 22, 2014. This measure now proceeds to the Governor.

We will continue to keep you advised.

WTF:RA  
MR:OR:VE:IGEA:ma

c: All Department Heads  
Legislative Strategist